

ORIGINAL

1 FujiwaraSatoshi.rem

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FILED

DISTRICT COURT OF GUAM

SEP 19 2006

MARY L.M. MORAN
CLERK OF COURT

8 IN THE UNITED STATES DISTRICT COURT

9 FOR THE DISTRICT OF GUAM

10 UNITED STATES OF AMERICA,) CRIMINAL CASE NO. 03-00063
11 Plaintiff,)
12 vs.) PETITION TO REMIT SPECIAL
13 SATOSHI FUJIWARA,) ASSESSMENT FEE
14 Defendant.) [18 U.S.C. § 3573]
15

16 COMES NOW the United States of America, by and through its undersigned counsel, and
17 respectfully petitions this Court pursuant to 18 U.S.C. § 3573 for the entry of an order remitting
18 the unpaid special assessment fee earlier imposed upon Defendant SATOSHI FUJIWARA and in
19 support hereof, states as follows:

20 1. On February 5, 2004, sentence was imposed by this Court against Defendant
21 SATOSHI FUJIWARA. Among other things, a \$100.00 special assessment fee was ordered.
22 The total amount now owed by said Defendant for the imposed special assessment fee is
23 \$100.00.

24 2. Upon information received from the Immigration and Customs Enforcement
25 Deportable Alien Control System (ICE/DACS), the defendant, SATOSHI FUJIWARA, was
26 deported to Japan on June 3, 2004. See Exhibit "A."

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1 3. Section 3573 of Title 18, United States Code, as amended, provides in pertinent
2 part as follows:

3 Upon petition by the Government showing that reasonable efforts to
4 collect a fine or assessment are not likely to be effective, the court may, in the
interest of justice --

5 (1) remit all or part of the unpaid portion of the fine or special assessment,
including interest and penalties

6 4. The United States Attorney has determined that in light of Defendant's
7 deportation, there is no reasonable likelihood that expending further efforts to collect the special
8 assessment fee will produce any revenue to the United States. To the contrary, any further efforts
9 will needlessly expend resources that could be better directed to areas with greater potential for
10 recovery.

11 5. The interests of justice mitigate in favor of remission of the unpaid special
12 assessment fee.

13 WHEREFORE, the United States of America respectfully requests that this Court enter
14 an order remitting the unpaid special assessment fee imposed upon Defendant.

15 DATED this 8th day of September, 2006.

16
17 LEONARDO M. RAPADAS
18 United States Attorney
19 Districts of Guam and NMI



20 By:

21 MARIVIC P. DAVID
22 Assistant U.S. Attorney

DAXLO21

DACS CASE CLOSURE LOOK SCREEN

DATE: 05/03/2006

TIME: 02:14:07

A-NUM : 076282863
NATLTY: JAPAN

LAST-NAME : FUJIWARA
FIRST-NAME: SATOSHI

DATE-DOCKET-CLEARED: 06/25/2004

DEPART-CLEARED-STAT: 6

TRANSFER-TO-DCO:

DATE-DOCKET-TRANSFER:

DATE-DEPARTED: 06/03/2004

PORt-DEPARTED: HHW

DEPART-COUNTRY: JAPAN

FINAL-CHARGE: R1B

EXPENSE-CODE: 5

HIT PF4 TO RETURN TO CASE SELECT SCREEN OR ENTER FOR NEXT SCREEN

